(G.C.P.)J 455 (5,00,000)-11.2001) Spl-H.C.,A.S.,C.D.,78e

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
WRIT PETITION NO.6757 OF 2006

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions and Registrar's order.	Court's or Judge's orders

Shri V.V.Gangurde for the petitioners.

Shri S.S.Laddha for the respondent.

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CORAM: R.M.S.KHANDEPARKAR, J

DATED: 18th October, 2006.

P.C.

1. Heard the learned advocate for the petitioners. None present for the respondent, though the affidavit of service has been filed.

2. The only relief which is sought in the matter is extension of time to vacate the premises till 28th February, 2007. As none is present on behalf of the respondent inspite of the service, and the only relief which is asked for is regarding extension of time to vacate the premises, I do not find any justification to keep the petition

pending. While accepting the said request, time to vacate the premises by the petitioners is extended till 28th February, 2007, subject to condition that the petitioners shall not induct any third party nor shall create any third party right or interest in the premises, and the petitioners and all major members of their family shall file undertaking in this Court within a period of four weeks from today that they will hand over the vacant and peaceful possession to the respondent on or before 28th February, 2007.

3. The petition accordingly stands disposed of.

(R.M.S.KHANDEPARKAR, J)